

REMARKS

The Office Action dated April 18, 2008 has been received and noted. The following remarks are being submitted as a full and complete response thereto. A three-month petition for extension of time is submitted with this response. Authorization is further granted to charge counsel's Deposit Account No. 01-2300, referencing Attorney Docket No. 030687-00289, for any additional fees necessary for entry of this response. Reconsideration of this application is respectfully requested in view of the following remarks.

By the foregoing amendment, claims 102, 167, and 169 have been amended and claim 103 has been canceled. Claims 1-101, 127-153, 155-157, 166, and 170 were previously canceled. Thus, claims 102, 104-126, 154, 158-165, 167-169 and 171-175 are currently pending in the application and subject to examination.

Rejections Under 35 U.S.C. § 102 and § 103

Independent claims 102, 154, 169 and 171 and dependent claims 103-109, 113-114, 117, 119-126, 158-162, 164-165, and 170-175 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Moon, U.S. Patent No. 5,215,558 (hereinafter, "Moon"). Dependent claims 109-112, 116, 118, 163 and 168 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Moon in view of implied Official Notice. It is noted that claim 103 has been canceled and claims 102, 167, and 169 have been amended. To the extent that the rejections remain applicable to the claims currently pending, Applicants hereby traverse the rejections and reconsideration is requested.

With regard to the independent claims, it is submitted that Moon neither discloses nor suggests an electrode assembly, air treatment apparatuses or the method thereof, as claimed.

Particularly, for example, independent claim 102 recites an electrode assembly configured to create a flow of air comprising at least a first electrode, a second electrode located downstream from the first electrode, and a trailing electrode located at least partially downstream from the second electrode, the trailing electrode operating at the same polarity as the second electrode, and configured to cause a generation of ions. It is submitted that Moon does not disclose or suggest the electrode assembly, as claimed.

In contrast, Moon discloses a first electrode 1, a second electrode 2 and an acceleration electrode 3 having the same polarity as the first electrode 1. The acceleration electrode in Moon does not have the same polarity as the second electrode, as claimed in independent claim 102.

For at least this reason, Applicants submit that independent claim 102 is allowable over the cited art. For similar reasons, the Applicants submit that independent claims 154, 169, and 171 are likewise submitted as being patentable. Moreover, it is submitted that dependent claims 104-126, 158, 160-165, 167-168 and 172-175, which depend from allowable independent claims 102, 154, 169, and 171, are therefore also allowable for at least the above noted reasons and for the additional features that they recite. Reconsideration is therefore requested.

Dependent claims 109-112, 116, 118, 163 and 168 depending from independent claims 102 and 171 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Moon with an implied Official Notice. The rejections are traversed and reconsideration is requested.

With respect to the implied Official Notice, it is requested that the Examiner provide a reference to support the Examiner's position. It is accordingly submitted that Moon does not disclose or suggest the electrode assembly or air treatment apparatus, as claimed.

For all of the above reasons, it is respectfully submitted that claims 102, 104-126, 154, 158-165, 167-169, and 171-175 are in condition for allowance, withdrawal of the rejections of


the claims under 35 U.S.C. §102(b) and 35 U.S.C. §103(a) is respectfully requested and a Notice of Allowability is earnestly solicited.

If for any reason the Examiner determines that the application is not now in condition for allowance, it is respectfully requested that the Examiner contact Applicants' undersigned counsel at the telephone number, indicated below, to arrange for an interview to expedite the disposition of this application.

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Respectfully submitted,

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Enclosure: Petition for Extension of Time (three months)
Request for Continue Examination (RCE)